

ASSEMBLY BILL

No. 1297

Introduced by Assembly Member Evans

February 22, 2005

An act to add and repeal Part 2.8 (commencing with Section 18970) of Division 13 of the Health and Safety Code, relating to buildings.

LEGISLATIVE COUNSEL'S DIGEST

AB 1297, as introduced, Evans. Buildings: rehabilitation.

Existing law establishes the California Building Standards Commission, provides for the adoption of the California Building Standards Code, and contains various provisions relating to the safety and reuse of buildings.

This bill would, until January 1, 2009, establish the California Building Rehabilitation Code Advisory Council, which would be required to recommend whether development of a California building rehabilitation guideline would improve the reuse and safety of existing buildings and whether it should be adopted as an appendix to the California Building Standards Code.

The bill would require specified reports and recommendations to be made to the commission, advisory panels appointed by the commission, and the Legislature by prescribed dates.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Part 2.8 (commencing with Section 18970) is
- 2 added to Division 13 of the Health and Safety Code, to read:

PART 2.8. BUILDING REHABILITATION

18970. There is hereby established the California Building Rehabilitation Code Advisory Council.

18971. (a) Members of the council shall be appointed by the executive director of the California Building Standards Commission by March 31, 2006.

(b) The members shall include, but not be limited to, representatives from the California Building Standards Commission, the Department of Housing and Community Development, the Division of the State Architect, the office of the State Fire Marshal, the State Energy Resources Conservation and Development Commission, the Seismic Safety Commission, the League of California Cities, the California State Association of Counties, the California Building Industry Association, the Building Owners and Managers Association, the County Building Officials Association of California, the California Building Officials, the American Institute of Architects California Council, the California Apartment Association, the Structural Engineers Association of California, the Concrete Masonry Association of California and Nevada, the California Hotel and Motel Association, the Consulting Engineers and Land Surveyors of California, the California Business Properties Association, the California Foundation for Independent Living Centers, the California Professional Firefighters, an organization that represents low-income tenants, and the California Association of Realtors.

(c) The members of the council shall serve without compensation and shall not be reimbursed by the state for expenses.

18972. (a) The council shall recommend to the appropriate advisory panels of the commission established pursuant to Section 18927 whether development of a California building rehabilitation guideline would improve the reuse and safety of existing residential and nonresidential buildings, and whether this guideline should be adopted as a separate appendix to the California Building Standards Code that may be adopted at the discretion of local governments.

(b) In making those recommendations, the council shall consider national and state rehabilitation codes and guidelines.

1 (c) The commission shall assist the council in carrying out its
2 duties pursuant to this section. The commission shall absorb any
3 costs related to the implementation of this section and, to the
4 extent feasible, shall seek in-kind service assistance related to
5 the implementation of this section from the private sector
6 organizations represented on the council.

7 (d) The council shall make its recommendations to the
8 advisory panels by June 30, 2007.

9 (e) After a public hearing process, the advisory panels shall
10 report to the commission by September 30, 2007, on whether the
11 commission should adopt a California building rehabilitation
12 guideline.

13 (f) On or before March 31, 2008, the commission shall
14 consider the following:

15 (1) The reports and recommendations of the advisory panels
16 completed pursuant to subdivision (e).

17 (2) The adoption of a California building rehabilitation
18 guideline.

19 (g) If the commission adopts a California building
20 rehabilitation guideline, the commission shall report to the
21 Legislature within six months on the contents of the guideline
22 and the expected impact on the rehabilitation of existing
23 buildings.

24 18973. This part shall remain in effect only until January 1,
25 2009, and as of that date is repealed, unless a later enacted
26 statute, that is enacted on or before January 1, 2009, deletes or
27 extends that date.